IN THE HIGH COURT OF HIMACHAL PRADESH AT SHIMLA

CMPMO No. 129 of 2006.

Date of Decision: 20th July, 2006.

Kanta Sharma. Petitioner.

Versus

Mohinder Sharma. Respondent.

Coram

The Hon'ble Mr. Justice V.K.Gupta, C.J.

Whether approved for reporting[1]?

For the petitioner: Mr. J.L.Bhardwaj, Advocate.

For the respondent: Mr. Balwant Kukreja, Advocate.

V.K.Gupta, C.J. (Oral).

My attention has been drawn to a Division Bench judgment of the Andhra Pradesh High Court in the case of Narendra Kumar Mehta vs. Smt. Suraj Mehta, reported in AIR 1982 Andhra Pradesh 100, wherein it has been observed that it shall be in the discretion of the Court granting maintenance to order as to when should the maintenance order take effect. In the present case, the learned Court below has not specifically issued any direction as to when should the order granting maintenance take effect.

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[1] Whether the reporters of Local Papers are allowed to see the Judgment?

After hearing the learned counsel for the parties in this case, I feel that in the present case since the application was filed by the petitioner in the month of January, 2006, the maintenance amount at Rs.1500/- per month should be paid by the respondent to the petitioner from the month of January, 2006 itself.

With the aforesaid modification in the impugned order, this petition is disposed of. No order as to costs.

20th July, 2006. (V.K. Gupta), C.J.
(tr)